

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2886

House Bill No. 2665*

by deleting the language "and subject to subsection (e) and subsection (i)" in subsection (c) in SECTION 1 and substituting the language "and subject to subsections (e), (i), and (j)".

AND FURTHER AMEND by deleting the word "or" in subdivision (e)(5)(B) in SECTION 1.

AND FURTHER AMEND by deleting subdivision (e)(6) in SECTION 1 and substituting the following:

(6) Admission of personal information as relevant evidence before a court of competent jurisdiction. However, no court shall publicly reveal personal information absent a specific finding of good cause;

(7) A state agency from requesting or disclosing personal information as required by federal or state law; or

(8) A lawful request for discovery of personal information in litigation to demonstrate that a party has standing to bring or appeal any action.

AND FURTHER AMEND by adding the following as a subsection (j) in SECTION 1:

(j) Notwithstanding subsection (c), a state agency or a state agency's designated representative shall have access to personal information for purposes of conducting an audit, subrecipient monitoring, conducting a background check, or conducting an investigation. The state agency or the state agency's designated representative having that access shall maintain the confidential nature of the personal information.



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House Constitutional Protections & Sentencing Subcommittee Am. #1

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2887

House Bill No. 2298*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1309(e)(8)(A), is amended by deleting the language "§ 39-17-1351" and substituting instead the language "§ 39-17-1351 or § 39-17-1366".

SECTION 2. Tennessee Code Annotated, Section 39-17-1309(e)(8)(B), is amended by deleting the language "enhanced".

SECTION 3. This act shall take effect July 1, 2020, the public welfare requiring it.



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House Constitutional Protections & Sentencing Subcommittee Am. #1

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2292*

House Bill No. 2492

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 70-6-101(c), is amended by deleting the subsection and substituting instead the following:

(c) This section does not permit search or inspection of a person's dwelling, place of business, or interior of an automobile without a search warrant.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.



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Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2614

House Bill No. 2536*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 54, is amended by adding the following language as a new section:

(a) It is a violation of an individual's civil rights for a government entity, official, employee, or agent to infringe upon or deny an individual the full exercise and enjoyment of any right recognized and protected by Article I, Section 26, of the Tennessee Constitution or any right recognized and protected by the second amendment to the United States Constitution. It is not a violation of this section for a government entity, official, employee, or agent to enforce laws or regulations within the scope of the entity, official, employee, or agent's authority unless the law or regulation has been determined by a court to violate either the Tennessee or United States Constitutions.

(b) A violation of this section may be enforced by means of a civil action, which may be brought:

(1) In the county in which the action arose; or

(2) If the action is brought against a state official, in the chancery court of Davidson County.

(c) A violation of this section by a government official, employee, or agent may also be punished as official oppression pursuant to § 39-16-403.

(d) A governmental entity, official, employee, or agent that violates this section is liable for:



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(1) The actual damages caused by the violation or statutory damages of two hundred fifty dollars (\$250) per each day of the violation, whichever is greater;

(2) Notwithstanding § 29-39-104, punitive damages to be determined by the trier of fact; and

(3) Reasonable attorney's fees and court costs.

(e) A governmental entity, official, employee, or agent that commits an act or engages in any pattern or practice in violation of this section may be enjoined from further violations by a court of competent jurisdiction.

(f) An action for injunction under subsection (e) may be brought by:

(1) A person whose rights have been violated;

(2) An entity that engages in advocacy for the protection and furtherance of said rights; or

(3) Any other person or entity that will fairly and adequately represent the interests of those whose rights are protected by the state or federal constitutions as set forth in subsection (a).

(g) A knowing or willful violation of this section by a government official constitutes grounds for ouster under title 8, chapter 47.

(h) This section does not preclude any person or entity from seeking any remedies, penalties, or procedures otherwise provided by law.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring

it.

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AMEND Senate Bill No. 2362

House Bill No. 2395*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-1-131, is amended by deleting subdivision (a)(2)(A)(ii) and substituting instead the following:

(ii) Probation may continue only so long as it is in the best interest of the child that the condition or conditions of probation remain in effect;

SECTION 2. Tennessee Code Annotated, Section 37-1-131, is amended by deleting subdivision (a)(2)(A)(v)(c)(2) and substituting instead the following:

(2) A child placed in the custody of the department under this subdivision (a)(2)(A)(v)(c) shall remain in custody so long as necessary to complete the treatment or services, which shall be evidence-based and provided by a qualified provider;

SECTION 3. Tennessee Code Annotated, Section 37-1-131(a)(3), is amended by deleting the subdivision and substituting instead the following:

(A) Placing the child in an institution, camp, or other facility for delinquent children operated under the direction of the court or other local public authority. The court may order the delinquent child to participate in programming at a nonresidential facility for delinquent children operated under the direction of the court or other local public authority after the period of detention. The court shall report each disposition of detention to the administrative office of the courts;

(B) Pursuant to this subdivision (a)(3), the court may order detention for a maximum of forty-eight (48) hours for the delinquent child to be served only on days the



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school in which the child is enrolled is not in session; provided, that if the court finds and issues a written order that it is in the best interest of the child, the court may order:

(i) Multiple periods of detention to be served only on days the school in which the child is enrolled is not in session; and

(ii) A longer period of detention to be served only on days the school in which the child is enrolled is not in session;

SECTION 4. Tennessee Code Annotated, Section 37-1-131, is amended by deleting subdivision (a)(4)(B)(iii)(b) and substituting instead the following:

(b) A child placed in the custody of the department under this subdivision (a)(4)(B)(iii) shall remain in custody so long as necessary to complete the treatment or services, which must be evidence-based and provided by a qualified provider;

SECTION 5. Tennessee Code Annotated, Section 37-1-131(b)(1), is amended by deleting the last sentence.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.